

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 59th Legislature (2024)

4 COMMITTEE SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 3504

By: Sneed and **Archer** of the
House

and

Rogers of the Senate

7
8
9
10 COMMITTEE SUBSTITUTE

11 [revenue and taxation - Oklahoma Feral Hog Trapping
12 Tax Credit Act - definitions - state income tax
13 credit - carryover of tax credit - noncodification
14 - codification - effective date]

15
16
17 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

18 SECTION 1. NEW LAW A new section of law not to be
19 codified in the Oklahoma Statutes reads as follows:

20 This act shall be known and may be cited as the "Oklahoma Feral
21 Hog Trapping Tax Credit Act".

22 SECTION 2. NEW LAW A new section of law to be codified
23 in the Oklahoma Statutes as Section 2357.701 of Title 68, unless
24 there is created a duplication in numbering, reads as follows:

1 A. As used in this section:

2 1. "Agricultural damage" means the negative impact caused by
3 the presence and activities of feral hogs. For the purposes of this
4 paragraph, agricultural damage includes, but is not limited to, crop
5 destruction, pasture damage, soil erosion, damage to infrastructure,
6 and disease transmission;

7 2. "Ecological impacts" means the negative effects feral hogs
8 have on natural ecosystems. For the purposes of this paragraph,
9 ecological impacts includes, but is not limited to, crop damage,
10 habitat destruction, soil and water contamination, and disruption of
11 native wildlife;

12 3. "Feral hog" means a domestic pig that has escaped or been
13 released into the wild and has adapted to living and breeding in
14 natural or semi-natural environments, or one that is descended from
15 such animals;

16 4. "Qualified expenses" means feral hog trapping equipment.
17 For the purposes of this paragraph, feral hog trapping equipment
18 includes drop-nets, rooter gates, panel traps, remote-controlled or
19 camera operated traps, portable traps, or any tool or device
20 specifically designed to capture or trap feral hogs; and

21 5. "Taxpayer" means a natural person, general partnership,
22 limited partnership, limited liability partnership, limited
23 liability limited partnership, limited liability company,
24 corporation, trust, estate or any other lawfully recognized entity.

1 B. For taxable years beginning on or after January 1, 2025,
2 there shall be allowed as a credit against the tax imposed pursuant
3 to Section 2355 of Title 68 of the Oklahoma Statutes equal to one
4 hundred percent (100%) for the cost of qualified expenses used to
5 control and manage feral hog populations, minimize agricultural
6 damage caused by feral hogs, or mitigate ecological impacts caused
7 by feral hogs.

8 C. The credit authorized by this section may be claimed by a
9 natural person or persons. In order for the credit to be claimed by
10 a natural person or persons, the aggregate amount of land owned by
11 the natural person or persons must be twenty (20) acres or more and
12 a copy of the Schedule F filed with the federal income tax return
13 for either the same taxable year for which the credit authorized by
14 this section is being claimed or a copy of the Schedule F for the
15 most recent federal income tax year for which a federal income tax
16 return was filed shall be submitted with the claim for the credit.

17 D. The credit authorized by this section may be claimed by a
18 lawfully recognized business entity including, but not limited to, a
19 general partnership, limited partnership, limited liability limited
20 partnership, corporation or limited liability company if the claim
21 for the credit is based on expenditures incurred by the business
22 entity as otherwise provided by this section, the entity holds title
23 to real property used primarily for agricultural purposes, and the
24 aggregate amount of land owned by the business entity must be twenty

1 (20) acres or more. The credit authorized by this section may not
2 be claimed by a business entity engaged in the business of hunting,
3 trapping or eradicating feral hogs for a fee.

4 E. The credit authorized by this section shall not be used to
5 reduce the income tax liability of the taxpayer to less than zero
6 (0).

7 F. No taxpayer shall claim this credit otherwise authorized by
8 this section for an amount in excess of Fifteen Thousand Dollars
9 (\$15,000.00) with respect to all taxable years.

10 G. To the extent not used, the credit authorized by this
11 section shall be allowed to carry over, in order, to each of the
12 five (5) following taxable years.

13 SECTION 3. This act shall become effective November 1, 2024.

14

15 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS AND BUDGET, dated
16 02/29/2024 - DO PASS, As Amended and Coauthored.

17

18

19

20

21

22

23

24